

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

USDC SDNY
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In re RETROPHIN, INC. Securities
Litigation

No.: 1:14-cv-08376-PKC

CLASS ACTION

THIS DOCUMENT RELATES
TO:

ALL ACTIONS

STIPULATION AND ⁹[PROPOSED] ORDER
REGARDING PRE-MOTION LETTERS

On March 3, 2015, Lead Plaintiff filed the First Amended Consolidated Complaint ("FACC"). On March 4, 2015, the Court endorsed a stipulation and order requiring defendants Retrophin, Marc L. Panoff, and Jeffrey Paley to file any pre-motion letter(s) on or before March 31, 2015 (ECF No. 19). Under the stipulation, Lead Plaintiff's response to the pre-motion letter(s) is due April 7, 2015, and an initial pretrial conference will occur on April 23, 2015 at 11:30 AM.

Subsequent to the filing of that stipulation and order, all the other defendants have waived service of process. Defendant Martin Shkreli must respond to the FACC on or before May 12, 2015 (ECF No. 23). Defendants Steve Richardson, Stephen Aselage, and Cornelius E. Golding must respond to the FACC on or before May 15, 2015. All the Defendants will likely move to dismiss the FACC, and thus under Rule 2A of the Court's individual rules of practice will be required to file pre-motion letters.

Now that all Defendants have waived service of process, the parties have agreed that it would be desirable to consolidate the schedule for submitting and responding to the

pre-motion letters, which will in turn permit a consolidated schedule for briefing and responding to any motions to dismiss.

Elissa Preheim, Esq., of Arnold & Porter, LLP, counsel for Defendant Martin Shkreli, has represented that Mr. Shkreli is amenable to filing his pre-motion letter on or before May 5, 2015.

Counsel for Defendant Retrophin, Inc. has contacted Defendants Steve Richardson, Stephen Aselage, and Cornelius E. Golding and they have stated that they are also amenable to filing their pre-motion letters on or before May 5, 2015.

THEREFORE, by and through their undersigned counsel, Lead Plaintiff Grachya Kazanchyan ("Lead Plaintiff") and Defendants Retrophin, Inc., Panoff, and Paley hereby stipulate as follows and jointly request that the Court enter the below Order approving this Stipulation:

1. On or before May 5, 2015, Defendants Retrophin, Inc., Marc L. Panoff, Jeffrey Paley, Steve Richardson, Stephen Aselage, and Cornelius F. Golding shall file any pre-motion letter(s) setting forth the legal and factual basis of the motion(s) to dismiss and a proposed briefing schedule. The letter(s) shall comply with Rule 2.A of the Court's Individual Practices.

2. Lead Plaintiff shall have until May 19, 2015 to respond to any pre-motion letter(s). Lead Plaintiff's response(s) shall comply with Rule 2.A of the Court's Individual Practices.

3. The Initial Pretrial Conference, which is currently scheduled for April 23, 2015, at 11:30 a.m., is adjourned until June 4, 2015 at 11:00 a.m.

Dated: March 27, 2015

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Dated: March 27, 2015

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IT IS SO ORDERED.

Dated:

3-30-15

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THE HONORABLE P. KEVIN CASTEL
UNITED STATES DISTRICT JUDGE

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